

From: [Will Wilson](#)
To: "Larry Peyton"; "Mickey Edmondson"
Cc: walts@lonestarecology.com; joelh@lonestarecology.com; deanl@lonestarecology.com; [Moore, Gary](#)
Subject: RE: RE: CES ASTs Removal
Date: Friday, April 10, 2015 4:28:02 PM
Attachments: [image001.png](#)

Mickey-having gone through a directly analogous experience recently we just want to make sure that nobody involved in this process inadvertently steps on a regulatory trip wire. The required testing we had to complete, even on tanks that were headed for the scrapyard to be smelted, seemed counterintuitive but we had no option other than complying with the procedures Larry described. From visual inspection, it appears to us that the tanks have been thoroughly cleaned and that the interiors are free of residual materials. As we understand it, EPA's contractor did pressure wash the interiors from the manholes. At the end of the day, in order to economically be able to manage the removal of all of the tanks in the north and south impoundments we need to be able to demonstrate clear regulatory authority that there is no prohibition against either scrapping or reuse of the tanks for originally intended purposes including storage of wastewater or hydrocarbons in used oil recovery and/or oil production roles. Given the direct involvement of EPA and TCEQ in this matter and the shared interest all participants have in expediting the removal of the tanks it would seem to me that the team should be able to find a way to obtain unambiguous authority for this activity, either as is or define what, if any, further testing is required prior to transport of the tanks offsite. Regulatory clarity is necessary whether Lonestar or some other party manages the removal of the tanks.

We very much would like to play a constructive role in this, but can only do so if it is crystal clear that we are acting in compliance with the rules covering these activities.

Best,

Will Wilson

Pasadena: (281) 204-1268

Houston: (832) 485-7105

Cell: (713) 819-8980

willw@lonestarecology.com

From: Larry Peyton [mailto:lpeyton@lonestarecology.com]

Sent: Friday, April 10, 2015 2:45 PM

To: 'Mickey Edmondson'

Cc: willw@lonestarecology.com; walts@lonestarecology.com; joelh@lonestarecology.com; deanl@lonestarecology.com; 'Moore, Gary'

Subject: RE: RE: CES ASTs Removal

Good afternoon. When we last met at the CES site, we discussed the TCEQ requirements for handling these tanks. We had recently clean closed a number of tanks on our site and have some recent experience. Most were scrapped while a few were renamed and reused. We were required to remove all the material from the tanks, hydroblast clean the interiors and take rinsate samples before they could be reused or scrapped. In addition, we were required to get certification that there was no asbestos present on the tanks. By the way, these tanks were uninsulated.

You commented that you would be able to get a waiver from the TCEQ to avoid the requirement of hydroblast cleaning and confirmation sampling. I believe Gary or the CB&I people said they had the expertise on site to determine any presence (or absence) of asbestos (no discussion of cost was had). Our intent remains the same. We have been waiting to receive bids on transportation. We now have these in hand and are awaiting your resolution of whether the TCEQ will allow the transport and reuse of these tanks at our site.

The guidance document is pretty clear on what is a container. These tanks apparently do not meet that definition. They are also pretty clear on the requirement of triple rinsing or hydroblast cleaning containers for reuse. If we had any documentation that the tanks have in fact been hydroblast cleaned, perhaps the TCEQ would bless the transfer.

What needs to be done at this point? We are standing by.

From: Mickey Edmondson [<mailto:environmental@usa.com>]

Sent: Friday, April 10, 2015 2:23 PM

To: Larry Peyton

Cc: 'Dean Lewis'; Moore.Gary@epa.gov; joelh@lonestarecology.com; willw@lonestarecology.com

Subject: Re: RE: CES ASTs Removal

The scraping of the ASTs that you can not use is not a issue unless the ASTs in the North Tank Farm insulation contains ACM. If Lonestar is interested in the ASTs you will have to make the ACM determination. The Trustee does not have the funds to address the ACM issue if present. Please notify me of your intent.

Michael "Mickey" Edmondson

18604 East F.M. -1097

Willis, Texas 77378

936.900.1475 cell

936.856.7314 home

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Sent: Wednesday, April 08, 2015 at 9:31 AM

From: "Larry Peyton" <lpeyton@lonestarecology.com>

To: "Dean Lewis" <deanl@lonestarecology.com>, environmental@usa.com, Moore.Gary@epa.gov, joelh@lonestarecology.com, willw@lonestarecology.com

Subject: RE: CES ASTs Removal

Mickey, I have a copy of the RCRA empty container guidance. I thought you said you could get a "waiver" from the TCEQ, specific to what we proposed on moving the tanks and if we needed to scrap some out. This also doesn't address the asbestos issue that the Texas Department of Health requires. We can't move on this until we have a certain course that will not result in any violations with the agency policies. Thanks.

From: Dean Lewis [<mailto:deanl@lonestarecology.com>]

Sent: Tuesday, April 07, 2015 2:47 PM

To: 'Will Wilson'

Cc: 'Larry'

Subject: FW: CES ASTs Removal

Importance: High

Will,

For whatever reason Mickey could not get email to go through to either you, Larry or I. I had him send information to my wife's email and that worked.

Please see the email path concerning the AST's at CES site.

Thanks

Dean

From: Debbie W [[\(b\) \(6\)](mailto:(b) (6))]

Sent: Tuesday, April 7, 2015 1:13 PM

To: Dean Lewis

Subject: FW: CES ASTs Removal

Found this in my email too.

From: environmental@usa.com

To: lpeyton@lonestarecology.com; deanl@lonestarecology.com

CC: Moore.Gary@epa.gov; (b) (6)

Subject: Fw: RE: RE: CES ASTs Removal

Date: Tue, 7 Apr 2015 19:53:46 +0200

Larry,
See the attachment.

Michael "Mickey" Edmondson
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Sent: Tuesday, March 31, 2015 at 9:10 AM
From: "Terry Andrews" <Terry.Andrews@tceq.texas.gov>
To: "Mickey Edmondson" <environmental@usa.com>
Subject: RE: RE: CES ASTs Removal

Mickey,
I checked with Nicole Bealle and she said that the ASTs should be empty and not contain any liquids during move/transport.
Thank you,
Terry

From: Mickey Edmondson [<mailto:environmental@usa.com>]
Sent: Tuesday, March 31, 2015 5:39 AM
To: Terry Andrews
Subject: Re: RE: CES ASTs Removal

Terry,
Thanks for the Regulatory Guidance Document (RG480). The ASTs are RCRA Clean, will be shipped to permitted disposal facility (Lonestar Ecology) for reuse. You will be notified prior to implementing the removal activities and provided a copy of the Bankruptcy Court's approval post the Trustee's receipt thereof.

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Sent: Monday, March 30, 2015 at 1:16 PM
From: "Terry Andrews" <Terry.Andrews@tceq.texas.gov>
To: "Mickey Edmondson" <environmental@usa.com>
Subject: RE: CES ASTs Removal

Mickey,
By "RCRA clean" do you mean "RCRA empty" status? Please see that attached guidance for dealing with empty waste containers. Note that there are additional requirements if a container stored an acutely hazardous material. Is this being done through the bankruptcy trustee?

Thanks,
Terry
Terry Andrews, P.G., Team Leader
Remediation Division
Texas Commission on Environmental Quality
Ph: 713.767.3560



From: Mickey Edmondson [<mailto:environmental@usa.com>]

Sent: Monday, March 30, 2015 11:47 AM

To: Terry Andrews

Cc: Gary Moore; Dean Lewis

Subject: CES ASTs Removal

Terry,

Lonestar Ecology is entertaining the possibility of removing the ASTs located at the CES site and erecting the ASTs at their facility. The EPA has completed the removal/disposal of the liquids/sludge's contained within the ASTs and have pressured washed the interiors. The ASTs currently meet the criteria for attainment of RCRA clean status and can be transported to the Lonestar facility. Therefore, other than notifying the TCEQ of Lonestar's removal activities, what are your requirements?

Michael "Mickey" Edmondson

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